

APR 20 2005

FILED

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

STATE OF NEBRASKA)
DEPARTMENT OF INSURANCE,)
PETITIONER,)

CONSENT ORDER

VS.)

CAUSE NO. C-1517

CREATIVE RISK SOLUTIONS, INC.,)
RESPONDENT.)

Apr 18, 2005 ACCT# 8521 \$7,000.00
NO-INVOICE 319803 TRAN# 1440492
CREATIVE RISK SOLUTIONS, INC.
CHECK# 197032

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its attorney, Janette L. Adair, and Creative Risk Solutions, Inc. ("Respondent"), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §§44-101.01, 44-4047 et seq, and 44-5801 et seq. (Reissue 2004).

2. Prior to January 20, 2005, Respondent was not licensed by the Department in any capacity, and did not hold a valid third-party administrator certificate of authority to conduct business as a third-party administrator in the State of Nebraska.

3. On or about January 20, 2005, Creative Risk Solutions, Inc. was issued a third-party administrator certificate of authority to conduct business in Nebraska.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Creative Risk Solutions, Inc., Cause Number C-1517 on March 24, 2005. A copy of the petition was served upon the

Respondent at the Respondent's address registered with the Department by certified mail, return receipt requested.

2. Respondents violated Neb. Rev. Stat. §44-5812(1) (Reissue 2004) as a result of the following conduct:

- a. On or about March 31, 2000, Holmes Murphy entered into a "Claims Servicing Agreement" with United States Fidelity and Guaranty Company. Pursuant to this agreement, Respondent and Holmes Murphy acted as a third-party administrator in the state of Nebraska without a valid third-party administrator certificate of authority.
 - b. On or about March 11, 2003, Respondent entered into an agreement with Zurich US. The agreement engaged the services of Respondent to "provide certain Claims Administration and Adjusting Services" for Zurich US policies. Pursuant to this agreement, Respondent and Holmes Murphy acted as a third-party administrator in the state of Nebraska without a valid third-party administrator certificate of authority.
 - c. Between approximately January 1, 2001 and January 14, 2005, Respondent acted as third-party administrator on workers compensation claims filed with the Nebraska Workers Compensation Court.
3. Respondent admits the allegations stated in Paragraph 2.

CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of Neb. Rev. Stat. 44-5812(1) (Reissue 2004).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondent, Creative Risk Solutions, Inc., that Respondent shall pay an administrative fine in the amount of seven thousand dollars (\$7,000.00), due within 30 days after the Director of Insurance or his designee approves and signs this consent order. If Respondent fails to pay the amounts required under this consent order, within the time specified, Respondent's Nebraska third party administrator certificate of authority shall automatically be revoked. In witness of

their intention to be bound by this Consent Order, each party has executed this document by
subscribing his signature below.

Janette L. Adair
Janette L. Adair, #22618
Attorney for Petitioner
941 "O" Street, Suite 400
Lincoln, NE 68508
(402) 471-2201

4-19-05
Date

Creative Risk Solutions Inc.
Creative Risk Solutions, Inc.
Respondent

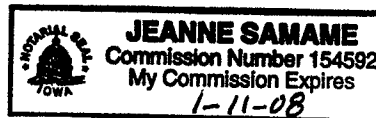
By: *Nick J. Henderson*

4-06-05
Date

State of *Iowa*)
County of *Polk*) ss.

On this 6 day of *April*, 2005, *Nick J. Henderson*
personally appeared before me and read this Consent Order, executed the same and
acknowledged the same to be his voluntary act and deed.

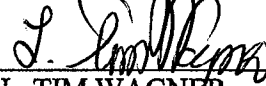
Jeanne Samame
Notary Public



CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. Creative Risk Solutions, Inc., Cause No. C-1517.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



L. TIM WAGNER
Director of Insurance

4/20/05

Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent, at P.O. Box 9207, Des Moines, IA 50306-9207, by certified mail, return receipt requested on this 21st day of April, 2005.

